

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re: CORE SCIENTIFIC, INC., et al., Debtors.¹	§ § § § §	Chapter 11 Case No. 22-90341 (DRJ) (Jointly Administered)
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NOTICE OF SPHERE 3D CORP.'S PROPOSED SCHEDULING ORDER

[Relates to Docket Nos. 869, 1044]

Sphere 3D Corp. (“Sphere”) files this *Notice of Sphere 3D Corp.’s Proposed Scheduling Order* (“Notice”) to submit to the Court Sphere’s version of a proposed scheduling order, which has not been agreed to by the Debtors, in advance of the scheduling conference set for August 7, 2023 (the “Scheduling Conference”).² In support, Sphere respectfully states as follows:

1. The *Joint Stipulation and Agreed Order (I) Extending Response Deadline with Respect to Debtors’ Objection to Proofs of Claim Nos. 358 and 359 Filed by Sphere 3D Corp. (II) Suspending Discovery Pending Further Order* [Docket No. 956], signed by the Court on June 6, 2023, deferred and suspended all discovery regarding Sphere’s Proofs of Claim Nos. 358 and 359 (“Sphere’s Claims”) and the *Debtors’ Objection to Proofs of Claim Nos. 358 and 359 Filed by Sphere 3D Corp.* [Docket No. 869] (the “Claim Objection”) “until after a non-evidentiary scheduling conference with the Court to set relevant discovery and litigation deadlines and a trial date related to Sphere’s Claims and Core’s Claim Objection.” [Docket No. 956, ¶ 4].

¹ The debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are as follows: Core Mining LLC (6971); Core Scientific, Inc. (3837); Core Scientific Acquired Mining LLC (N/A); Core Scientific Operating Company (5526); Radar Relay, Inc. (0496); Core Scientific Specialty Mining (Oklahoma) LLC (4327); American Property Acquisition, LLC (0825); Starboard Capital LLC (6677); RADAR LLC (5106); American Property Acquisitions I, LLC (9717); and American Property Acquisitions, VII, LLC (3198) (collectively, the “Debtors”). The Debtors’ corporate headquarters and service address is 210 Barton Springs Road, Suite 300, Austin, Texas 78704.

² See *Notice of Hearing Scheduled for August 7, 2023 at 3:30 P.M. (Prevailing Central Time)* [Docket No. 1084].

2. On August 3, 2023, Sphere's counsel sent Debtors' counsel a proposed scheduling order to confer regarding dates and deadlines for a trial on Sphere's Claims, the Claim Objection, and Sphere's Response to the Claim Objection [Docket No. 1044]. Debtors' counsel does not agree with Sphere's proposed schedule.

3. Accordingly, for the Court's consideration at the Scheduling Conference, Sphere submits its version of a proposed Scheduling Order in the form attached to this Notice.

Dated: August 6, 2023

Respectfully submitted,

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Co-Counsel for Sphere 3D Corp.

CERTIFICATE OF SERVICE

I certify that on August 6, 2023, a true and correct copy of the foregoing document was served by the Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas on those parties registered to receive electronic notices.

/s/ Timothy A. ("Tad") Davidson II

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